

ORDINANCE

AN ORDINANCE RESTRICTING OPEN FIRES AND OPEN BURNING WITHIN THE CITY OF MANITOU SPRINGS.

WHEREAS, City Council deems it to be in the interest of the public health, safety and welfare to establish procedures for imposing restrictions on open burning and open fires during periods of high fire danger, and

WHEREAS, City Council finds and determines that an emergency concerning fire danger presently exists and necessitates the adoption of this Ordinance as an emergency Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:

Section 1: At such time as the City Council finds and determines that a high fire danger exists, City Council shall, by Resolution, declare the existence of a high fire danger and announce the imposition of restrictions on open fires and open burning.

Section 2: Open fires and open burning are, for the purposes of this Ordinance, defined to mean any outdoor fire, including, but not limited to, campfires, warming fires, charcoal grill fires, fires in wood-burning stoves or grates, fused explosives, and fireworks of all types.

Section 3: Open fires and open burning during a period of high fire danger, announced by City Council, is prohibited. During a period of high fire danger, the smoking of tobacco and other products in cigarettes, cigars or pipes is prohibited outdoors. "Outdoors" is hereby defined to mean any place outside an enclosed structure or vehicle. This restriction shall not apply to Manitou Avenue. The discarding of a lighted cigarette, cigar or pipe tobacco outdoors is also prohibited during a period of high fire danger.

Section 4: Violation of any provision of this Ordinance is punishable in accordance with the provisions of Section 1.01.100 of this Code of Ordinances.

Section 5: Restrictions on open fires and open burning do not apply to gas-fueled grills used out-of-doors, nor to fires within liquid-fueled or gas-fueled stoves and fireplaces within buildings, nor to fires in wood-burning stoves and fireplaces within private residences.

Section 6: This Ordinance is an Emergency Ordinance and takes effect immediately upon adoption on First reading.

Passed on First Reading, adopted by City Council and Ordered Published this 6th day of June, 2006.

Mayor and Council

Attest: _____
City Clerk

Approved for Council Action: _____
City Administrator

Approved as to form: _____
City Attorney

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